



To the Honorable Council
City of Norfolk, Virginia

January 14, 2014

From: George M. Homewood, AICP, CFM Acting
Planning Director

Subject: Applications on property
located at 630 and 660 Tidewater
Drive – Tidewater Commerce Center:

- a. Amendment to the future
land use map, "Map LU-1," of
the City's general plan,
plaNorfolk2030, from
Industrial to Commercial.
- b. For a Rezoning from I-1
(Limited Industrial) district to
conditional C-2 (Corridor
Commercial) district.

Reviewed: Ronald H. Williams, Jr., Assistant City
Manager

Ward/Superward: 4/7

Approved:

Marcus D. Jones, City Manager

Item Number: PH-1

I. Recommendation:

Plan amendment

Approval, following an evaluation of the area at a greater level of detail.

Conditional Rezoning

Approval subject to the conditions proffered by the applicant and considering
compliance with *Zoning Ordinance* requirements and consistency with approved plans.

II. Applicant:

Tidewater Commerce Center by the Runnymede Corp.
630 and 660 Tidewater Drive

III. Description

- The applicant proposes to improve the property for commercial development
excluding an Adult Novelty Store, an Eating and Drinking Establishment, an
Entertainment Establishment, Manufactured Home Sales and Service and an After
Hours Membership Organization establishment.
- The applicant has proffered that the site will generally be developed in accordance
with a site plan depicting two retail buildings (10,000 and 12,000 square feet), two

right-in/right-out access ways, no access on Brambleton Avenue, a stormwater pond and a pedestrian access way.

- A Traffic Impact Analysis will also be submitted for review and approval by the Department of Transportation.

IV. Analysis

The site is located on the southeast corner of Tidewater Drive and Brambleton Avenue.

Plan Amendment

- *plaNorfolk2030* designates this site as Industrial making the proposed use inconsistent with *plaNorfolk2030*.
 - An amendment to Commercial is necessary for the proposed use to be consistent with *plaNorfolk2030*.
- The Identifying Land Use Strategies chapter of *plaNorfolk2030* includes an action encouraging the creation of new exclusively-commercial locations in nodes at the intersections of roads.
- Since this property is located within a neighborhood with limited retail uses and it is located at the intersection of two major roads, the commercial designation is appropriate.

Change of Zoning

- If the plan amendment is approved, the request would be consistent with *plaNorfolk2030*.
- This nearly four acre site is located at the intersection of Tidewater Drive and Brambleton Avenue on a portion of Tidewater that is developed with multi-family residential, office uses, and retail services.
- Commercial development of the site is appropriate subject to the proffered conditions including the conceptual site plan and a Traffic Impact Analysis.

V. Traffic Analysis

- VDOT review of the proposed rezoning was completed as required under State Law due to the potential of the site to generate more than 5,000 trips a day from the list of available commercial uses and also its proximity to the Interstate highway system.
- The State's comments on the proposal are attached as part of the record; however, the comments note that the VDOT review did not consider the impacts to the City-maintained street network including Tidewater Drive and Brambleton Avenue.
- Detailed traffic impact analysis and study should be required during Site Plan Review process since the final development plan for the location could require the provision of additional off-site vehicular and pedestrian transportation improvements.
- Left turn movements into and out of the site will be a critical consideration.
- The site is near frequent transit services with Route 8 operating along Tidewater Drive and Routes 9, 13, and 18 servicing Brambleton Avenue adjacent to the site.

VI. Financial Impact

The applicant is current on all real estate taxes.

VII. Environmental

- If approved, the site would have to be approved through the Site Plan Review process including provision of landscaping and stormwater facilities.
- The applicant has recently removed the abandon buildings on the property.
- A letter of support was received from a nearby property owner.

VIII. Community Outreach/Notification

- Legal notice was posted on the property on August 20.
- Letter was sent to the Calvert Square Advisory Council and the Tidewater Gardens Resident Management Corp. on August 30.
- Letters were mailed to all property owners within 300 feet of the property on September 10.
- Notice was sent to the home associations by the Department of Communications on September 10.
- Legal notification was placed in *The Virginian-Pilot* on September 12 and 19.
- The Planning Commission Public Hearing was held on September 26, 2013.
- Public notification for this agenda item was conducted through the City of Norfolk's agenda notification process.

VII. Board/Commission Action

- By a vote of **4 to 2**, the Planning Commission recommended that the request for a general plan amendment and conditional rezoning be **approved**, subject to the conditions outlined in the attached ordinance.
 - The Commissioners opposing the request preferred to continue the item to allow additional public input on the conceptual site plan.

IX. Coordination/Outreach

This report has been coordinated with the Department of Planning and Community Development, and the City Attorney's Office.

Supporting Material from the Department of Planning and Community Development:

- Ordinances
- Future Land Use Map
- Location Map
- Zoning Map
- Application
- Letter from the Commonwealth of Virginia Department of Transportation
- Letters to the home associations
- E-mail of support from nearby property owner

Proponents and Opponents

Proponents

Vincent Mastracco
150 West Main Street
Norfolk, VA 23510

Donald Frederick
600 22nd Street, Suite 400
Virginia Beach, VA 23451

Michael Fine
600 22nd Street, Suite 400
Virginia Beach, VA 23451

Bryant Goodloe
8809 Adams Drive East
Suffolk, VA 23433

Bob Miller
5033 Rouse Drive
Virginia Beach, VA 23462

Opponents


None

09/23/13 tsv

Form and Correctness Approved:

By 
Office of the City Attorney

Contents Approved:

By 
DEPT.

NORFOLK, VIRGINIA

ORDINANCE No.

AN ORDINANCE TO AMEND THE CITY'S GENERAL PLAN,
PLANORFOLK2030, SO AS TO CHANGE THE LAND USE
DESIGNATION FOR PROPERTY LOCATED AT 630 TO 660
TIDEWATER DRIVE FROM INDUSTRIAL TO COMMERCIAL.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the land use designation set forth in the City's general plan, plaNorfolk2030, for the property located at 630 to 660 Tidewater Drive is hereby changed from Industrial to Commercial. The property which is the subject of this change in land use designation is more fully described as follows:

Property fronting 330 feet, more or less, along the southern line of East Brambleton Avenue and 748 feet, more or less, along the eastern line of Tidewater Drive; property also fronts 527 feet, more or less, along the western line of May Avenue; premises numbered 630 to 660 Tidewater Drive.

Section 2:- That this ordinance shall be in effect from the date of its adoption.

Form and Correctness Approved: *RAP*

By *Adrian M. Hall*
Office of the City Attorney

Contents Approved: *M.S.*

By *[Signature]*
DEPT.

NORFOLK, VIRGINIA

ORDINANCE No.

PH-1A
AN ORDINANCE TO REZONE PROPERTY LOCATED AT 630 TO 660
TIDEWATER DRIVE FROM I-1 (LIMITED INDUSTRIAL) DISTRICT
TO CONDITIONAL C-2 (CORRIDOR COMMERCIAL) DISTRICT.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the property located at 630 to 660
Tidewater Drive is hereby rezoned from I-1 (Limited Industrial)
District to Conditional C-2 (Corridor Commercial) District. The
property is more fully described as follows:

Property fronting 330 feet, more or less, along the
southern line of East Brambleton Avenue and 748 feet,
more or less, along the eastern line of Tidewater
Drive; property also fronts 527 feet, more or less,
along the western line of May Avenue; premises
numbered 630 to 660 Tidewater Drive.

Section 2:- That the property rezoned by this ordinance
shall be subject to the following condition:

- (a) The following uses shall be prohibited on the
property:
- (1) Adult Novelty Store
 - (2) After Hours Membership Organization
 - (3) Eating and Drinking Establishment
 - (4) Entertainment Establishment
- (b) The site shall be developed generally in
accordance with the attached conceptual plan of
development, entitled "Conceptual Site Layout
Plan of Tidewater Commerce Center, Brambleton
Avenue & Tidewater Drive, Norfolk, Virginia",

dated February 11, 2013, which plan includes one 12,000 square foot retail building and one 10,000 square foot retail building, two right-in/right out vehicular access ways from Tidewater Drive, no vehicular access to or from Brambleton Avenue, a storm water management pond, and a pedestrian walkway. The conceptual plan of development is attached hereto as "Exhibit A".

- (c) A traffic impact analysis shall be provided to the Department of Public Works for review and approval.

Section 3:- That the official Zoning Map for the City of Norfolk is hereby amended and reordained so as to reflect this rezoning.

ATTACHMENT:

Exhibit A (1 page)

Conceptual Site Layout Plan Of

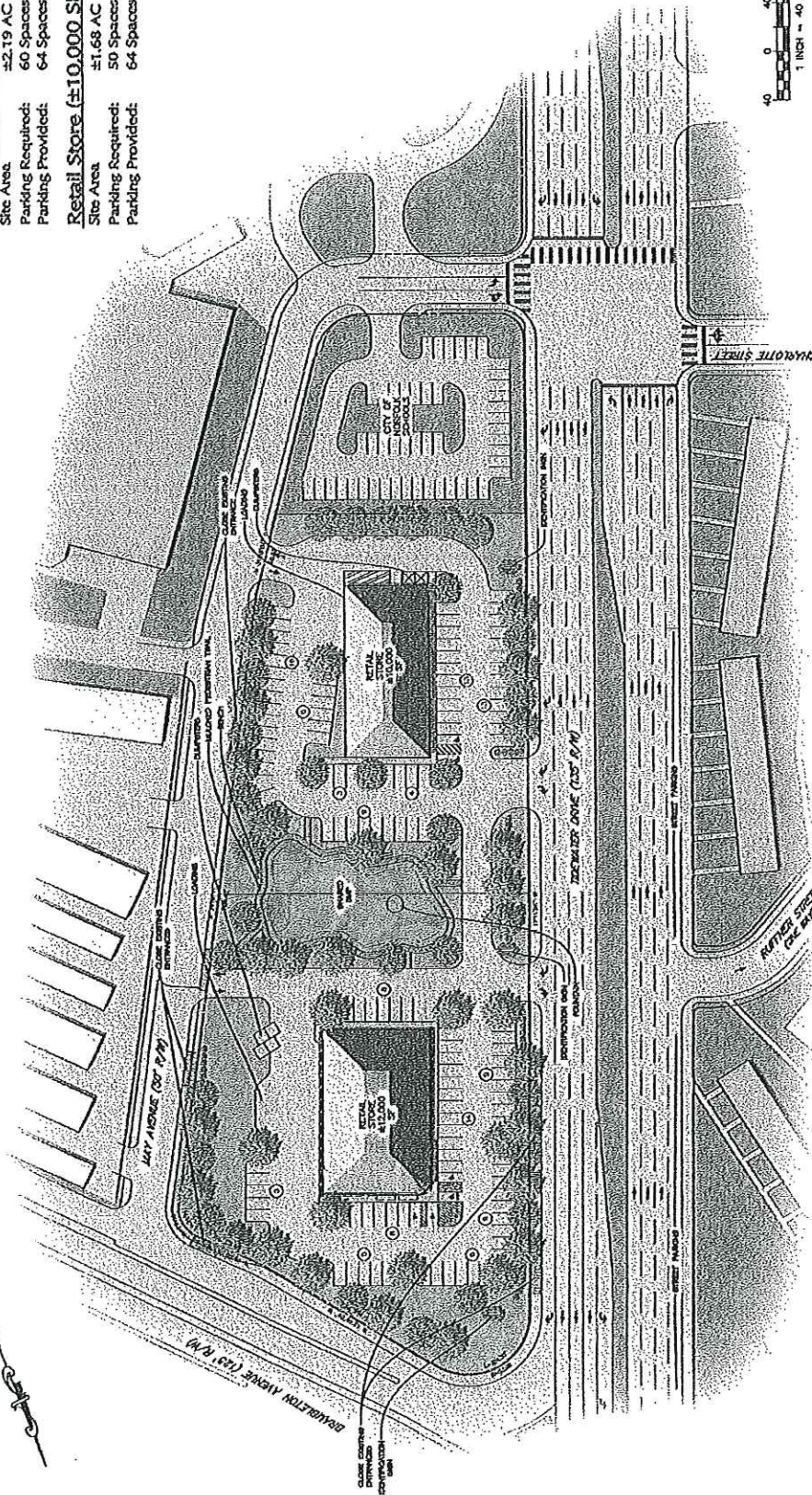
TIDEWATER COMMERCE CENTER

Brambleton Avenue & Tidewater Drive
Norfolk, Virginia

Site Data
Total Site Area: ±3.87 AC
GPIN: 1437365260
Existing Zoning: H1
Proposed Zoning: C2
Proposed Use: Retail Stores

Retail Store (±12,000 SF)
Site Area: ±2.19 AC
Parking Required: 60 Spaces
Parking Provided: 64 Spaces

Retail Store (±10,000 SF)
Site Area: ±1.68 AC
Parking Required: 50 Spaces
Parking Provided: 64 Spaces



1 INCH = 40 FT



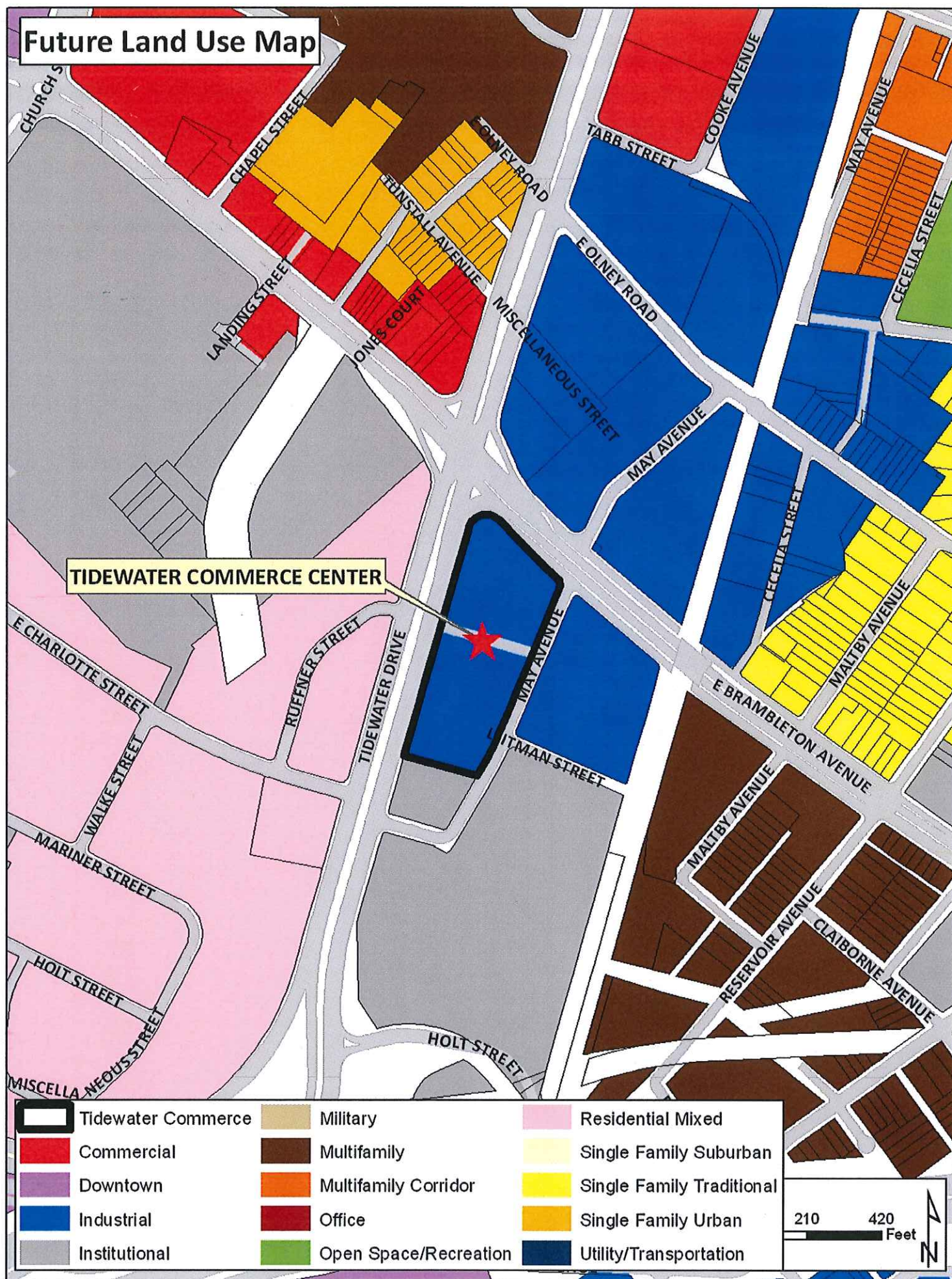
MSA, P.C.
Civil & Mechanical Engineering, Landscaping, Architecture
4833 Route 204, Virginia Beach, VA 23462
757-400-0241 (Fax) 757-400-0241 (Text)
www.msa-inc.com
NSA 19-01, # 11150

DATE: 02/11/13

EXHIBIT FOR CONDITIONAL REZONING

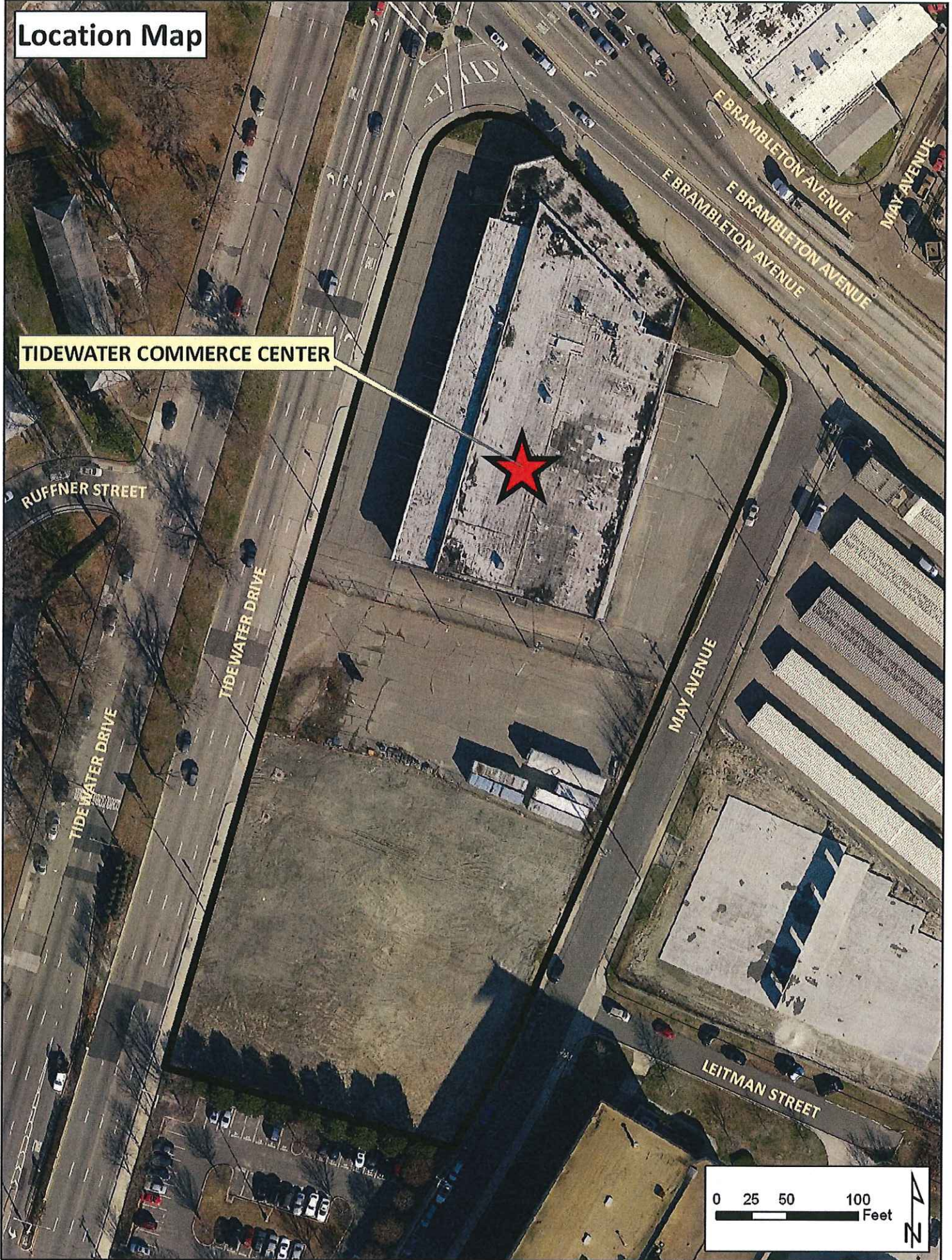
This drawing is conceptual and has been prepared without benefit of a site survey, field verification, or other data. It is intended to provide a general impression of the proposed development. Concept drawings are prepared in nature and are intended only to illustrate the development potential for a property. They should not be relied upon as the basis for any financial or legal transaction.

Future Land Use Map

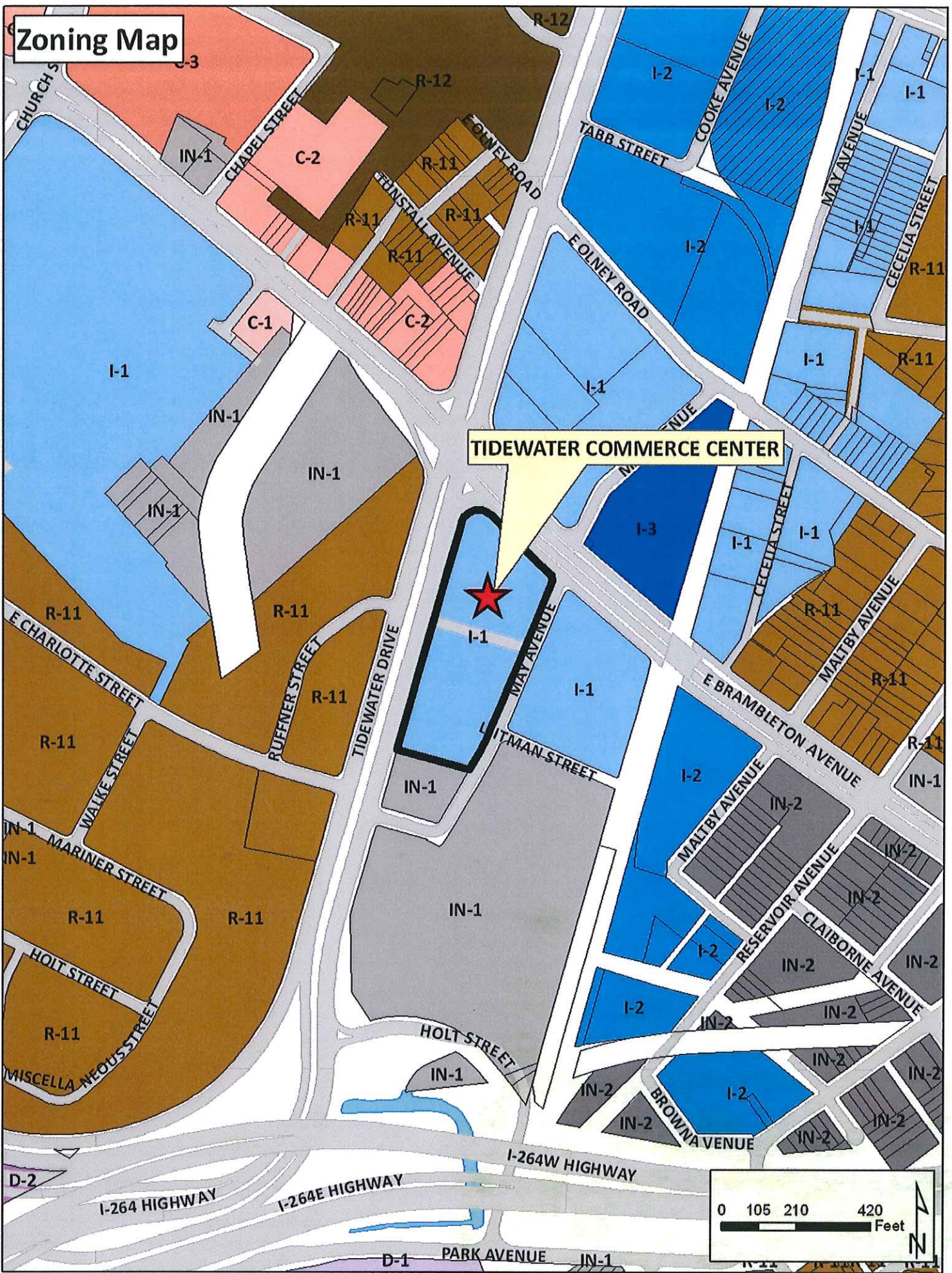


Location Map

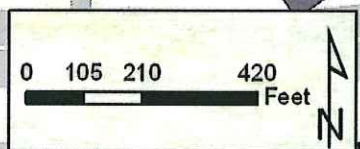
TIDEWATER COMMERCE CENTER



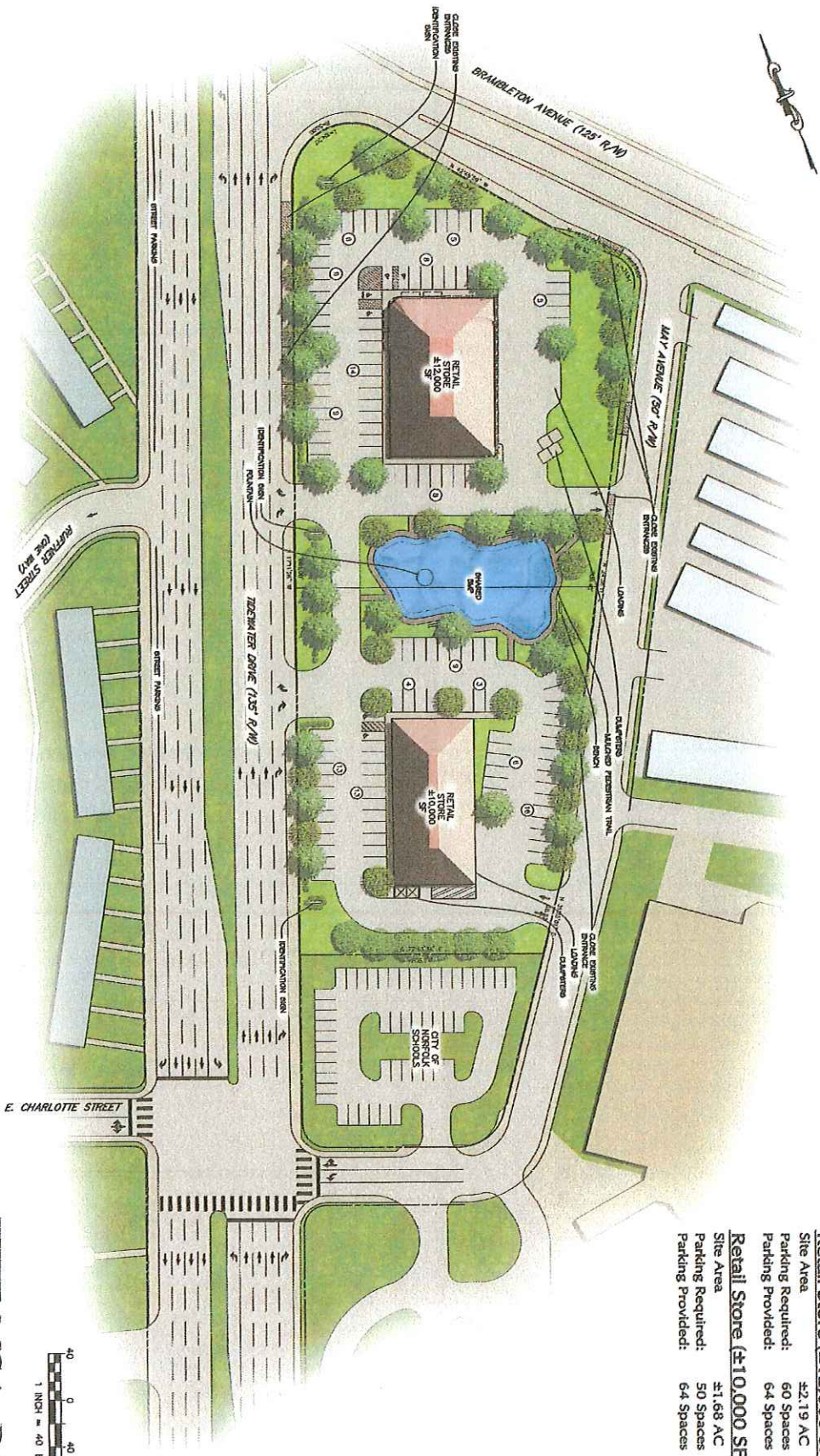
Zoning Map



TIDEWATER COMMERCE CENTER



Conceptual Site Layout Plan Of
TIDEWATER COMMERCE CENTER
 Brambleton Avenue & Tidewater Drive
 Norfolk, Virginia



Site Data	
Total Site Area:	±3.87 AC
CPIN:	1437365260
Existing Zoning:	I-1
Proposed Zoning:	C-2
Proposed Use:	Retail Stores
Retail Store (±12,000 SF)	
Site Area	±2.19 AC
Parking Required:	60 Spaces
Parking Provided:	64 Spaces
Retail Store (±10,000 SF)	
Site Area	±1.68 AC
Parking Required:	50 Spaces
Parking Provided:	64 Spaces

DATE: 02/11/13
 EXHIBIT FOR CONDITIONAL REZONING
 This drawing is conceptual and has been prepared without benefit of a site survey, dimensions, property lines, easements, or other data. It is intended only to illustrate the development potential for a property. They should not be relied upon as the sole basis for any financial or legally binding transaction.



MSA, P.C.
 4613 Ramoth Drive, Virginia Beach, VA 23462
 757-461-2541 (O) 757-461-2541 (F)
 www.msaonline.com
 MSA PROJ. # 11150





**AMENDED APPLICATION
CHANGE OF ZONING**

Date of application: 3/11/13 Amended
8/6/13

Change of Zoning

From: I-1 Zoning To: Conditional C-2 Zoning

DESCRIPTION OF PROPERTY

Property location: (Street Number) 630-660 (Street Name) Tidewater Drive
Norfolk, VA

Existing Use of Property: I-1

Current Building Square Footage +/- Demo

Proposed Use Conditional C-2 with Proffers

Proposed Building Square Footage N/A

Trade Name of Business (If applicable) Tidewater Commerce Center

APPLICANT/ PROPERTY OWNER

1. Name of applicant: (Last) The Runnymede Corp. (First) (MI)

Mailing address of applicant (Street/P.O. Box) 600 22nd Street, Suite 400

(City) Virginia Beach (State) VA (Zip Code) 23451

Daytime telephone number of applicant (757) 422-1568 Fax (757) 422-9815

E-mail address of applicant: mjbarrett@runnymedecorp.com

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT
810 Union Street, Room 508
Norfolk, Virginia 23510
Telephone (757) 664-4752 Fax (757) 441-1569
(Revised July, 2013)

Rezoning
Page 2

2. Name of property owner: (Last) SAME (First) (MI)

Mailing address of property owner (Street/P.O. box):

(City) (State) (Zip Code)

Daytime telephone number of owner Fax number

CIVIC LEAGUE INFORMATION

Civic League contact: Karen Tanner, Brambleton Civic League

Date(s) contacted: N/A

Ward/Super Ward information: 4/7

REQUIRED ATTACHMENTS

- ▶ Check for \$415.00 made payable to: Norfolk City Treasurer
- ▶ 2 8½x14 copies of a survey or site plan drawn to scale showing:
 - Existing and proposed building structures
 - Driveways
 - Parking
 - Landscaping
 - Property lines (see attached example)
- ▶ Description and details of the operation of the business (i.e., # of employees, # of bays, reason for rezoning, etc...)

CERTIFICATION:

I hereby submit this complete application and certify the information contained herein is true and accurate to the best of my knowledge:

SIGNED: _____

The Runnymede Corp by Andrew R. Fine 12-8-13
(Property owner or authorized agent signature) (Date)

Andrew R. Fine
(Applicant signature)

5/8/13
(Date)

DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT

810 Union Street, Room 508
Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

EXISTING		MANHOLE	
	□	SAINTARY CLEANOUT	
	◇	VALVE	
	△	WATER METER	
	⊗	PIPE MANHOLE	
	□	WELL	
	⊙	CRISP INLET	
	⊠	CRISP INLET	
	⊗	GAS METER	
	⊠	POWER POLE	
	⊗	LIGHT POLE	
	⊠	CORR AND OTHER	
	⊗	TRUCK	
	⊗	PROPERTY LINE	
	⊗	ELECTRIC & TELEPHONE LINE	
	⊗	PAVEMENT	
	⊗	CONCRETE	

[illegible]

*to the Runnymede Corporation, Centil Bank for Savings
and Lawyers Title Insurance Company*

This is to certify that this map or plot and the survey on which it is based were made in accordance with

"Minimum Standard Data Requirements for ALTA/ACSM Land Title Surveys," jointly established and adopted by ALTA and ACSM in 1992, and includes items 1, 2, 3, 4, 7a, 8, 9, 10, 11b and 13 of Table A thereof, and pursuant to the Accuracy Standards (as obtained by ALTA and ACSM and in effect on the date of this certification) of a "Union" Survey.

Lower Title	Insurance Corporation	Reference No.



LOCATION MAP - SCALE: 1" = 2



MILLER-STEPHENSON & ASSOCIATES, P.C.
ENGINEERING, SURVEYING, PLANNING
& ENVIRONMENTAL SCIENCES
5033 ROUSE DRIVE
VIRGINIA BEACH, VIRGINIA 23462
(804) 490-9204
FAX: (804) 490-0634

DESIGNED	<u>N/A</u>	THIS DOCUMENT IS THE SOLE PROPERTY OF MILLER-STEPHENSON & ASSOCIATES, P.C. VIRGINIA BEACH, VIRGINIA. THE REPRODUCTION IN WHOLE OR PART, THE MODIFICATION OF ANY TEXT, OR DESIGN OR USE FOR ANY PURPOSE OTHER THAN THAT INTENDED BY MILLER-STEPHENSON & ASSOCIATES, P.C. MAY NOT BE MADE WITHOUT THE EXPRESS WRITTEN CONSENT OF MILLER-STEPHENSON & ASSOCIATES, P.C.
DRAWN	<u>BSS</u>	
CHECKED	<u>CBG</u>	
APPROVED		
DATE	<u>12-20-95</u>	

ALTA / ACSM LAND TITLE SURVEY
OF
THE RUNNYMEDE CORPORATION
"POST OFFICE GARAGE PROPERTY"
(MB 16, PG 57)

FD-35 (Rev. 11-7-60)

T
NORFOLK
SCALE: 1"=30'
SHEET 1 OF 1
PROJ. NO.: 7137



COMMONWEALTH of VIRGINIA

DEPARTMENT OF TRANSPORTATION

1700 North Main Street
SUFFOLK, VIRGINIA 23434

GREG WHIRLEY
COMMISSIONER

July 25, 2013

Jeff Raliski, AICP
City of Norfolk Planning
810 Union Street, Suite 508
Norfolk, VA 23510

Re: Tidewater Commerce Center
Chapter 527 Submittal (TIA)
Tidewater Drive
City of Norfolk

Dear Mr. Raliski,

In accordance with the Virginia Traffic Impact Analysis Regulations, 24 VAC 30-155, a Traffic Impact Study prepared by Bryant B. Goodloe, P.C., dated June 18, 2013, was submitted to the Virginia Department of Transportation (VDOT) for review. Because of the site's proximity to a state controlled highway (Interstate 264) and the required rezoning of the property to accommodate the proposed use, a traffic study has been submitted to determine the impacts of the development on the surrounding road network.

Our report is attached to assist the City in their decision making process regarding this rezoning application.

In general, the TIA is found compliant with the regulations and our findings are provided in the attached Evaluation Report.

It is asked you arrange to have the VDOT's comments included in the official public records, and to have both this letter and the VDOT report placed in the official file for the subject case. VDOT will make these documents available to the public through various means, including posting them to the VDOT website.

Please contact me at the Hampton Roads District Office at (757) 925-1594 if you have any further questions regarding this report.

Sincerely,

Tommy Catlett, P.E.
Area Land Use Engineer

EVALUATION REPORT OF TIDEWATER COMMERCE CENTER TRAFFIC IMPACT ANALYSIS

1. We concur with the proposed trip generation rates as provided in the submitted study based on the following development:

A commercial development on the northern portion of the property
A retail development on the southern portion of the property

The proposed uses have the potential to generate 2,991 daily, 171 AM peak hour, and 247 PM peak hour trips on the roadway network.

A trip reduction was applied by using 40% pass-by trips for the gas/convenience and 20% for the commercial.

After these reductions, the proposed development would generate 1,853 daily, 104 AM peak hour, and 153 PM peak hour trips.

2. We concur with the proposed site traffic distribution, assignment, reductions, and background traffic growth methodology as provided in the submitted study. Should the uses change as users of the site are identified, it should be updated to verify there is no significant increase in traffic.
3. Note that VDOT's review of the submitted traffic impact analysis focused on operations and impacts on the state maintained system. Within the scope of this study, the state maintained system includes I-264 and two Interchanges: I-264/Tidewater Drive and I-264/Brambleton Avenue. Intersections on the city street network were not fully reviewed.
4. No roadway improvements to the VDOT maintained system were evaluated or proposed within the study.
5. We concur with the submitted traffic impact analysis in that this development will have a minimal impact on the surrounding roadway network maintained by this department.
6. Acceptable Levels of Service are maintained or not changed at all with the build scenario of this project as indicated in the study.



City of NORFOLK

August 30, 2013

Michelle Cook
President, Tidewater Gardens Resident Management Corporation
1016 Mariner Street
Norfolk, VA 23504

Dear Ms. Cook:

The Planning Department has received an application to change the zoning from I-1 (Light Industrial) district to Conditional C-2 (Corridor Commercial) district on property located at 630-660 Tidewater Drive by the Runnymede Corp. This item is tentatively scheduled for the September 26, 2013 City Planning Commission public hearing.

Summary

This application allows the applicant to develop the site with any use contained in the attached Table of Land Uses in the C-2 district except an Adult Novelty Store, an Eating and Drinking Establishment, an Entertainment Establishment, Manufactured Home Sales and Service or an After Hours Membership Organization establishment.

If you would like additional information on the request, you may contact the applicant at (757) 422-1568 or you may telephone Susan Pollock on my staff at (757) 664-4765. A copy of the complete application is enclosed.

Sincerely,

A handwritten signature in blue ink, appearing to read "Frank M. Duke".

Frank M. Duke, AICP
Planning Director

cc: Onecia Howard, Neighborhood Development Specialist



August 28, 2013

Deborah AsSabur-Glover
President, Calvert Square Advisory Council
893 Bagnall Road
Norfolk, VA 23504

Dear Ms. AsSabur-Glover:

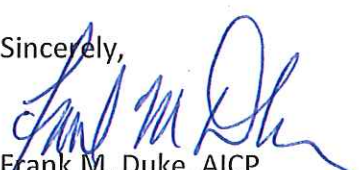
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If you would like additional information on the request, you may contact the applicant at (757) 422-1568 or you may telephone Susan Pollock on my staff at (757) 664-4765. A copy of the complete application is enclosed.

Sincerely,



Frank M. Duke, AICP
Planning Director

cc: Onecia Howard, Neighborhood Development Specialist

Pollock, Susan

From: Darryl Barnes <dbarnes22000@yahoo.com>
Sent: Thursday, September 26, 2013 2:53 PM
To: Pollock, Susan
Subject: Re: 630-650 Tidewater Drive

Sorry for the delay.

The proposed project looks nice. I would not be opposed to it , if their is no negative effects to the surrounding area.

Darryl Barnes

Sent from my iPhone

On Sep 26, 2013, at 9:23 AM, "Pollock, Susan" <susan.pollock@norfolk.gov> wrote:

So we can inform the commissioners, does your opposition stand?

Susan Pollock
Principal Planner, Land Use Services
Phone: (757) 664-4765
Fax: (757) 441-1569

Department of Planning and Community Development
810 Union Street, Room 508
Norfolk, Virginia 23510

From: db [<mailto:dbarnes22000@yahoo.com>]
Sent: Wednesday, September 25, 2013 3:52 PM
To: Pollock, Susan
Subject: Re: 630-650 Tidewater Drive

Mrs. Pollard

Thank you very much

Darryl Barnes

From: "Pollock, Susan" <susan.pollock@norfolk.gov>
To: 'db' <dbarnes22000@yahoo.com>
Sent: Wednesday, September 25, 2013 2:31 PM
Subject: RE: 630-650 Tidewater Drive

Mr. Barnes,
Attached is the site plan which will be a condition of the rezoning.

Susan Pollock